

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, FEBRUARY 6, 1984
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS -12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 2:07 p.m. The meeting was recessed by Mayor Hedgecock at 3:55 p.m. The meeting was reconvened by Mayor Hedgecock at 4:03 p.m. with all members present. Mayor Hedgecock adjourned the meeting at 4:20 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present.
 - (1) Council Member Mitchell-present.
 - (2) Council Member Cleator-present.
 - (3) Council Member McColl-present.
 - (4) Council Member Jones-present.
 - (5) Council Member Struiksma-present.
 - (6) Council Member Gotch-present.
 - (7) Council Member Murphy-present.
 - (8) Council Member Martinez-present.
- Clerk-Abdelnour (jb)

FILE LOCATION:
MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:
Mayor Hedgecock-present.
Council Member Mitchell-present.
Council Member Cleator-not present.
Council Member McColl-present.
Council Member Jones-present.
Council Member Struiksma-present.
Council Member Gotch-present.
Council Member Murphy-present.
Council Member Martinez- present.

ITEM-10: INVOCATION

Invocation was given by Father John Pejza, Principal of St.
Augustine High School.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Martinez.

FILE LOCATION:

MINUTES

* ITEM-50: (O-84-131) ADOPTED AS ORDINANCE O-16150 (New Series)

Amending Chapter I, Article 1, Division 12, of the San Diego Municipal Code by amending Section 11.12, relating to violations, and Chapter IX, Article 5, Division 1, of the San Diego Municipal Code by amending Sections 95.0102, 95.0118 and 95.0123 and repealing Sections 95.0119, 95.0121, 95.0122, 95.0124 and 95.0125, relating to nonconforming (on-premise) signs.

(Introduced on 1/23/84. Council voted 8-1. District 6 voted nay.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A057-061).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock- yea.

* ITEM-51: (O-84-135) ADOPTED AS ORDINANCE O-16151 (New Series)

Incorporating Lot 1, Parcel Map PM-12542 (approximately 18 acres), located south of Lake Hodges between I-15 and West Bernardo Drive into Zone R-1500 (formerly R-2A).

(Case-83-0738. Rancho Bernardo Community Plan Area.

District-1. Introduced on 1/24/84. Council voted 9-0.)

FILE LOCATION:

ZONE 2/6/84

COUNCIL ACTION: (Tape location: A057-061).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock- yea.

* ITEM-52: (O-84-145) ADOPTED AS ORDINANCE O-16152 (New Series)

Establishing a new parking meter zone (Rate A) on the north side of El Cajon Boulevard between Illinois Street and Iowa Street.

(Park North-East Community Planning Area. District-3.

Introduced on 1/23/84. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A057-061).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-53: (O-84-159) INTRODUCED, TO BE ADOPTED FEBRUARY 21, 1984

Introduction of an Ordinance amending Chapter III, Article 3, Division 35 of the San Diego Municipal Code by amending Section 33.3511, relating to massage business and massage technicians.

(See City Manager Report CMR-84-5 and Committee Consultant Analysis PSS-83- 33.)

COMMITTEE ACTION: Initiated by PSS on 1/11/84. Recommendation to introduce the Ordinance. Districts 3, 4, 5, 6 and 8 voted yea.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A062-067).

CONSENT MOTION BY MARTINEZ TO INTRODUCE THE ORDINANCE. Second by

Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-54: (O-84-163) INTRODUCED, TO BE ADOPTED FEBRUARY 21, 1984

Introduction of an Ordinance amending Chapter VI, Article 4 of the San Diego Municipal Code by renumbering Section 64.32.4 to Section 64.0411 relating to sewer rates adjustments.

CITY CLERK REPORT:

This proposed Ordinance is housekeeping in nature. Its purpose is to renumber Section 64.32.4 of the San Diego Municipal Code from its present number to 64.0411 in order to maintain the current section numbering scheme of Chapter 6, Article 4 of the Code. This change will not affect the content of the section.

Chapter 6, Article 4 of the Code, regulating Sewers, underwent

major revision in June 1983. Ordinance O-15984 N.S., adopted June 6, 1983, repealed the existing sections of Article 4, and added new Divisions and Sections. The new Sections follow a consistent numbering scheme which reflects the new Divisions. The new scheme is "64" followed by 4 digits, (i.e. 64.0101, 64.0102, 64.0103, etc.)

Ordinance O-16029 N.S., adopted August 22, 1983, added a new Section to Chapter 6, Article 4 of the Municipal Code. The new Section, which covers Sewer Rate Adjustments, was given the number 64.32.4. This number reflects the old numbering scheme instead of the present numbering scheme.

This discrepancy was discovered by staff in the City Clerk's Office during preparations for the development of the new Municipal Code database. After consultation with the City Attorney's Office, it was decided that the new Section properly belonged in Division 4 of Chapter 6, Article 4. This Division covers Construction, Maintenance, Funding and Use of Wastewater Facilities. The proper number for the new Section is 64.0411. Council approval of this Ordinance will bring Section 64.32.4 into conformity with the current numbering scheme.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A062-067).

CONSENT MOTION BY MARTINEZ TO INTRODUCE THE ORDINANCE. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-55: (O-84-85) INTRODUCED, TO BE ADOPTED FEBRUARY 21, 1984

Introduction of an Ordinance amending Chapter V, Article 5, of the San Diego Municipal Code by repealing, amending, revising or adding sections to the Uniform Fire Code, all relating to fire protection and prevention.

(See Committee Consultant Analysis PSS-84-4.)

COMMITTEE ACTION: Reviewed by PSS on 1/25/84. Recommendation to introduce the Ordinance. Districts 3, 4, 5, 6 and 8 voted yea.

CITY MANAGER REPORT:

The adoption of the 1982 Edition of the Uniform Fire Code would update the City's fire laws to reflect the most modern fire prevention and protection practices. This Code has either been adopted or is expected to be adopted by the other jurisdictions in San Diego County and would provide regulations as uniform as possible with those other jurisdictions. It would also provide uniformity with the 1982 Edition of the Uniform Building Code which

is in the process of being proposed for adoption by the Building Inspection Department. These Codes are published by the International Conference of Building Officials and the Western Fire Chiefs and are designed to be companion Codes. The proposed amendments to the 1982 Uniform Fire Code primarily consists of administrative and technical provisions to continue certain established fire protection and prevention practices and to eliminate conflicts with other laws and ordinances.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A062-067).

CONSENT MOTION BY MARTINEZ TO INTRODUCE THE ORDINANCE. Second by

Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-56: (O-84-21) INTRODUCED, TO BE ADOPTED FEBRUARY 21, 1984

Introduction of an Ordinance amending Chapter IX, Article 1 of the San Diego Municipal Code by incorporating by reference the Uniform Building Code, 1982 edition, to replace the 1979 edition of the Uniform Building Code and making certain amendments, additions and deletions to said 1982 edition of the Uniform Building Code.

(See City Manager Report CMR-84-13 and Committee Consultant Analysis PSS-84- 3.)

COMMITTEE ACTION: Reviewed by PSS on 1/25/84. Recommendation to introduce the Ordinance. Districts 3, 4, 5, 6 and 8 voted yea.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A062-067).

CONSENT MOTION BY MARTINEZ TO INTRODUCE THE ORDINANCE. Second by

Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-57: (O-84-152) INTRODUCED, TO BE ADOPTED FEBRUARY 21, 1984

Introduction of an Ordinance amending Section 1 of Ordinance O-15670 (New Series), adopted March 1, 1982, incorporating Lot 1, Olive Grove Tract, and a portion of Section 12, Township 14 South, Range 3, West, S.B.B.M., located north of La Cartera Street between Orange Grove Avenue and Barrymore Street, into

R-1-5 Zone; extension of time to November 14, 1985.

(See Planning Department Report PRD-84-003.

Case-83-0828/EOT2. Penasquitos East Community Plan Area. District-1.)

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A062-067).

CONSENT MOTION BY MARTINEZ TO INTRODUCE THE ORDINANCE. Second
by

Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea,
McColl-yea, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

* ITEM-58: (O-84-151) INTRODUCED, TO BE ADOPTED FEBRUARY 21, 1984

Introduction of an Ordinance amending Section 1 of Ordinance
O-15598 (New Series), adopted October 26, 1981 incorporating a
portion of Pueblo Lot 1113, Miscellaneous Map-36,
(approximately 1.39 acres), located on the south side of
Camino Del Rio South, between Texas Street and I-805, into CO
Zone; extension of time to November 25, 1985.

(See Planning Department Report PDR-84-004.

Case-83-0848/EOT1. Mission Valley Community Plan Area. District-5).

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A062-067).

CONSENT MOTION BY MARTINEZ TO INTRODUCE THE ORDINANCE. Second
by

Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea,
McColl-yea, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

* ITEM-100:

19840206

Three actions relative to awarding contracts:

Subitem-A: (R-84-1189) ADOPTED AS RESOLUTION R-260047

For the purchase of miscellaneous vehicles and two vans for
a total cost of \$178,692.92, including tax, as follows:

1) Grand Chevrolet for Item 1 -(Bid No. 5403) one Chevrolet
Celebrity; Item 2 (Bid No. 5403) -one Chevrolet Monte Carlo; 2)
De Anza Chevrolet for Item 3 - one Chevrolet Caprice Wagon; 3)

Rancho Oldsmobile for Item 4 -one Oldsmobile Calais Coupe (V-8 engine); Item 5 -one Oldsmobile Calais Coupe (V-6 engine); Item 6 -one Oldsmobile Cutlass Ciera Coupe; 4) University Ford for Item 9 - one Ford Mustang LX-2 door; Item 10 -one Ford Mustang GT; Item 11 -one Ford Thunderbird; Item 12 -one Ford LTD; Item 13 -one Ford LTD Crown Victoria; Item 14 -one Ford E-150 Cargo Van; Item 15 -one Ford E-150 Cargo Van; Item 16 -one Ford E-150 Window Van; and 5) Mira Mesa Dodge for Item 1 (Bid No. 5444) - one Dodge B150 Van; Item 2 (Bid No. 5444) -one Dodge B150 Van. BID-5403/5444

Subitem-B: (R-84-1187) ADOPTED AS RESOLUTION R-260048

For furnishing photographic film and supplies as may be required for a period of one year beginning February 1, 1984 through January 31, 1985 for an estimated cost of \$177,153.05, including tax and terms, as follows: 1) Nelson Photo Supplies for Schedule II (Items 1 through 5), Polaroid Film and Schedule III (Items 1 and 2), Miscellaneous Supplies; 2) Camera Mart for Schedule I (Items 1 through 33), Photographic Film. BID-5411
Subitem-C: (R-84-1186) ADOPTED AS RESOLUTION R-260049

For the purchase of lawn equipment and accessories for a combined total of \$75,933.13, including tax and terms as follows:

1) B. Hayman Co., Inc. for Item 1; 2) C.R. Jaeschke, Inc. for Items 2, 4 and 6; 3) San Diego Toro for Items 5, 7, 10 and 14; 4) Webb Kubota Tractor for Items 8, 9 and 11; 5) Jack's Tractor & Equipment, Inc. for Items 12 and 13; and 6) West Point Industries, Inc. for Item 3. BID-5382

FILE LOCATION: MEET CONTFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-101:

19840206

Three actions relative to awarding contracts:

Subitem-A: (R-84-1177) ADOPTED AS RESOLUTION R-260050

For the purchase of miscellaneous trucks and vans for a total contract cost of \$72,200.94 including tax and terms, less

trade-in allowance as follows: 1) University Ford for Item 1 -one pickup truck 3/4 ton (Ford F-150); 2) Carl Burger Dodge for Item 2 -four Dodge 4x4 Ramchargers; Item 3 -three cargo vans (Dodge B-150). BID-5399

Subitem-B: (R-84-1190) ADOPTED AS RESOLUTION R-260051

King Bearing Inc., for the purchase of jeffery plastic chain and miscellaneous material for an estimated cost of \$32,074.47, including tax and terms. BID-5417

Subitem-C: (R-84-1181) ADOPTED AS RESOLUTION R-260052

Denardi & Wood Truck Equipment for the purchase of one frameless dump semi- trailer for an actual cost of \$17,339.48, including tax. BID-5395

FILE LOCATION: MEET CONTFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-102: (R-84-1188) ADOPTED AS RESOLUTION R-260053

Authorizing and directing the Purchasing Agent to proceed to publish in accordance with law, notice to vendors calling for bids for Police Towing Privilege for a period of three years beginning March 1, 1984 through February 28, 1987; authorizing the City Manager to execute a contract with the highest responsible bidder meeting specifications. BID3478

CITY MANAGER REPORT:

Every three years the City seeks contracts with tow companies to perform police initiated towing in geographical districts throughout the City. Towing companies bid for the exclusive right to towing within their respective districts. Contracts are awarded to the highest responsible bidders meeting specifications.

This action authorizes the Manager to advertise and award contracts for the next three year period. The terms of the proposed contract have been changed to reflect the changes in the rate structure. These rate increases have been discussed with towing

industry representatives. During the term of the contract, upon request by the industry, rates may be increased each year by an amount equal to the percentage increase in the consumer price index for private transportation. Additionally, for the first time, a minimum bid requirement is being imposed in each district.

The Police Department will inspect the premises and equipment of each of the high bidders to ensure that they meet specifications. Additionally, staff will ensure that business licenses are current, that facilities meet applicable zoning regulations, and that required insurance is in effect.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-103:

19840206

Two actions relative to the final subdivision map of Cardinal Heights Annex, an eight-lot subdivision located easterly of Cardinal Drive and Cardinal Road:

(Serra Mesa Community Area. District-5.)

Subitem-A: (R-84-1239) ADOPTED AS RESOLUTION R-260054

Approving the final map.

Subitem-B: (R-84-1246) ADOPTED AS RESOLUTION R-260055

Authorizing the execution of a quitclaim deed, quitclaiming to Cameron Brothers Construction Company, all the City's right, title and interest in the slope easement in Pueblo Lot 1187.

FILE LOCATION: Subitem A SUBD Cardinal Heights Annex; Subitem-B DEED F-2250 DEEDFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-104:

19840206

Three actions relative to the final subdivision map of
Carroll Ridge Business Park V, a two-lot subdivision located
northerly of Carroll Road and Rehco Road:

(Mira Mesa Community Area. District-5.)

Subitem-A: (R-84-1241) ADOPTED AS RESOLUTION R-260056

Authorizing the execution of an agreement with Pacific Scene
Properties of San Diego for the installation and completion of
improvements.

Subitem-B: (R-84-1240) ADOPTED AS RESOLUTION R-260057

Approving the final map.

Subitem-C: (R-84-1247) ADOPTED AS RESOLUTION R-260058

Authorizing the execution of a quitclaim deed, quitclaiming
to Pacific Scene Properties all the City's right, title and
interest in the drainage and sewer easements in a portion of
Parcel 2 of Parcel Map PM-12734, and quitclaiming to the second
Carroll Ridge Group all the City's right title and interest in
the drainage and sewer easements in a portion of Lots 15 and 16
of Carroll Ridge Business Park IV, Map-10749.

FILE LOCATION: Subitems-A and B SUBD Carroll Ridge Business Park V
CONTFY84; Subitem C DEED F-2251 DEEDFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,
Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,
Mayor Hedgecock-yea.

* ITEM-105: (R-84-1238) ADOPTED AS RESOLUTION R-260059

Approving the final subdivision map of 3688 First Avenue, a
two-lot subdivision located southwesterly of First Avenue and
Pennsylvania Avenue.

(Uptown Community Area. District-8.)

FILE LOCATION:

SUBD 3688 First Avenue

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by

the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-106: (R-84-1200) ADOPTED AS RESOLUTION R-260060

Vacating Truman Street, Buckwheat Street, Buckwheat Court, and Ragweed Street, all within Penasquitos Park View Estates Unit 1, Map-10045; and Texana Street, Isocoma Street, Gambusa Way, Gambusa Place, Pimpernel Way, Pimpernel Drive, Amaranth Street and Ragweed Street, all within Penasquitos Park View Estates Unit 2, Map-10046, all within boundaries of the proposed Park Village Estates Units 1-4 Subdivision (TM-83-0240), under the procedure for the summary vacation of streets and public service easements where a portion of street or highway lies within property under one ownership and does not continue through such ownership or end touching property of another; declaring that this resolution shall not become effective unless and until the final subdivision maps for the Park Village Estates Units 1-4 Subdivision have been approved by Council action; In the event that the final map is not approved by May 16, 1986, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(A subdivision map is required. Penasquitos East Community Plan Area. District-1.)

CITY MANAGER REPORT:

The subject streets, plus Park Village Road, were dedicated by the Penasquitos Park View Estates Units 1 and 2 Subdivision in 1981. Black Mountain Road within and adjacent to the subdivision was dedicated and improved one-half width in 1979. The abutting property owners have petitioned for the closures of the subject streets in order to resubdivide and develop their property as the Park Village Estates, a four-unit subdivision. Neither Park Ridge Road nor Black Mountain Road is involved in the vacation.

The street improvements required by the Penasquitos Park View Estates Subdivision were not constructed; therefore, the subject rights-of-way are unimproved and contain no public utilities. The Park Village Estates Units 1-4 Subdivision dedicates a new interior street system which provides rights-of-way for traffic circulation and access to all properties within the four-unit subdivision. Park Village Road and Black Mountain Road, classified as four-and six-lane major streets respectively, will continue to provide for through traffic circulation. The street improvements for the new

streets, plus Park Ridge Road and the west one-half of Black Mountain Road, will be bonded for and constructed with the proposed subdivision. Staff has concluded that the rights-of-way to be vacated are no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the approval and recordation of the final Park Village Estates Units 1-4 Subdivision maps. This action was processed in accordance with Council Policy 600-15.

FILE LOCATION:

STRT J-2511, DEED F-2252 DEEDFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-107: (R-84-1226) ADOPTED AS RESOLUTION R-260061

Approving the acceptance by the City Manager of those street easement deeds of Bank of Southern California N.A., and Mary L. Conklin and Rosemary C. Schock, granting to City an easement for public street purposes in a portion of Pueblo Lots 239 and 315 of the Pueblo Lands of San Diego; dedicating said land as and for a public street, and naming the same Midway Drive.

(Located on Midway Drive easterly of Gaines Street. Midway Community Planning Area. District-2.)

FILE LOCATION:

DEED F-2253 DEEDFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-108: (R-84-1202) ADOPTED AS RESOLUTION R-260062

Appointing and designating the following persons as the Management Team for purposes of meeting and conferring with recognized employee organizations: Ray T. Blair, City Manager; Sue Williams, Deputy City Manager; Jack McGrory, Labor Relations Assistant; John Kaheny, Deputy City Attorney, Josiah Neeper, Attorney-at-Law; appointing the Personnel Director as a member of the Management Team, for all purposes except meeting and conferring with employee organizations.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-109: (R-84-1232) ADOPTED AS RESOLUTION R-260063

Approving the City Manager's recommendations contained in City Manager Report CMR-83-415 dated October 7, 1983 and City Manager Report CMR-84-5 dated January 5, 1984 in connection with the establishment or revision of regulatory fees for nude entertainment, peep shows, cabarets, massage establishments and pawnbrokers.

(See City Manager Reports CMR-84-10, CMR-84-5 and Committee Consultant Analysis PSS-83-33.)

COMMITTEE ACTION: Reviewed by PSS on 1/11/84. Recommendation to adopt the Resolution. Districts 4, 5, 6 and 8 voted yea. District 3 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A081-105).

MOTION BY McCOLL TO ADOPT AND DIRECT THE CITY MANAGER TO COME

BACK BEFORE THE PUBLIC SERVICES AND SAFETY COMMITTEE AND THE COUNCIL

WITHIN 6 MONTHS OF ENACTMENT OF THESE CHANGES WITH A REVIEW OF THE

AFFECT OF THIS ORDINANCE. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-110: (R-84-1245) ADOPTED AS RESOLUTION R-260064

A Resolution approved by the City Council in Closed Session on Tuesday, January 17, 1984 by the following vote:
Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present,
Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea,
Mayor Hedgecock-yea.

Authorizing and directing the City Auditor and Comptroller to withdraw \$174,250 from CIP-39-034.1 and deposit the sum of \$174,250 into Title Insurance and Trust Company Escrow No. K-1089610 for the repurchase of Lot 5, South San Diego Industrial Park Unit No. 1.

FILE LOCATION:

DEED F-2254 DEEDFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-111: (R-84-1173) ADOPTED AS RESOLUTION R-260065

A Resolution approved by the City Council in Closed Session on Tuesday, January 10, 1984 by the following vote:
Mitchell-nay, Cleator-yea, McColl- yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez- yea, Mayor Hedgecock-yea.

Authorizing the City Manager to pay the total sum of \$25,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the death of Teresa Gonzalez (Superior Court Case No. 440248, Steve Gonzalez et al., v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue a warrant check in the amount of \$25,000 made payable to the Clerk of the Superior Court in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT:

This constitutes complete and final settlement of the claims arising from the death of Teresa Gonzalez, mother of Steven Anthony Gonzalez and April Suzanne Gonzalez, on June 18, 1978.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-112: (R-84-1244) ADOPTED AS RESOLUTION R-260066

Authorizing the execution of an agreement with Jaykim Engineers, Inc., for professional services required for various minor park improvements; authorizing the expenditure of an amount not to exceed \$40,000 from Capital Outlay Fund No. 30245, CIP-20-009.0, Miscellaneous Professional Service, for the above purpose.

CITY MANAGER REPORT:

The proposed agreement with Jaykim Engineers, Inc. will provide the City with the professional services required for minor park

projects. Many projects have a small scope and budget. This agreement provides the Park and Recreation Department with a means of proceeding with such projects as the need arises.

The City's need for these services was advertised in the San Diego Daily Transcript on July 15, 1983 and on July 22, 1983. Eleven responses were received. The Design Consultant Nominating Committee recommended three consultants on September 7, 1983. They were interviewed by staff on September 23, 1983. The staff recommendation was submitted to the City Manager for approval on September 26, 1983.

FILE LOCATION:

MEET CCONFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-113: (R-84-1224) ADOPTED AS RESOLUTION R-260067

Authorizing the execution of an agreement with Merrill Lynch Capital Markets for financial consulting services in support of the City's industrial development revenue bond program.

CITY MANAGER REPORT:

City Council Resolution R-255554 of December 5, 1981 authorized an agreement with Stone and Youngberg Municipal Financing Consultants, Inc., for financial consulting services in support of the City's industrial development revenue bond program. That agreement was for a two-year term and has expired.

The proposed agreement with Merrill Lynch Capital Markets results from a Request for Proposals (RFP). The RFP was advertised in three editions of the San Diego Daily Transcript and was mailed to twenty-one firms. Five proposals were received (ECON, Thousand Oaks; Fieldman, Rolapp & Associates, Irvine; Keyser Marston Associates, Carlsbad; Merrill Lynch Capital Markets, Los Angeles; and Property Development Resources, Tucson). The proposals were evaluated by representatives of the City Auditor and Comptroller, Financial Management, City Treasurer, and Property Departments. Merrill Lynch Capital Markets received the highest rating. The proposed agreement is for a term of one year, with extension for one additional year at the discretion of the City. The fee for each evaluation would be \$1,500.

FILE LOCATION:

MEET CCONFY84

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-114: (R-84-1160) ADOPTED AS RESOLUTION R-260068

Approving Change Order No. 1, dated November 4, 1983, for Lopez Canyon Sewer Mains and Retention Basin (1913 Act), issued in connection with the contract between The City of San Diego and Peter Artukovich Construction Company, Inc., amounting to a net decrease in the contract price of \$29,553.60.

(Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT:

On August 16, 1983, City Council by Resolution R- 259103 awarded a contract for sewer main construction in Lopez Canyon in Mira Mesa. This sewer would serve the abutting property owners and is financed by an assessment district. This Change Order deletes one sewer main as requested by the property owner being serviced. The property owner has made provisions to service his property via other sewer mains being provided by this contract. This Change Order will also reduce the contract amount and the assessment to the property owner by \$27,053.60. The City Charter requires that any Change Order in excess of \$25,000 be approved by Council.

FILE LOCATION:

STRT D-2239

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-200: (R-84-792) FILED

(Continued from the meeting of January 23, 1984 at the City Manager's request.)

Awarding contracts for the purchase of high pressure sodium luminaries and accessories as may be required for a period of one year beginning October 1, 1983 through September 30, 1984 for an estimated cost of \$905,709.27, including tax and terms, as follows:

1) Coast Electric Company for Items 1, 2, 3, 6, 7, 8, 9, 10, 15, 16, 17, 20, 21, 22, 23, 24, 29, 30, 31, 33, 34, 35, 36, 37, 38, 43, 44, 45, 46, 64, and 83 with an option to renew contract for an additional eleven month period; 2) Dardanella

Electric Corp. for Items 4, 5, 11, 12, 18, 19, 25, 26, 27, 28, 32, 39, 40, 41, 42, 65, 66, and 67 with an option to renew contract for an additional eleven month period; 3) Bieber Lighting Corp. for Items 47, 48, 50, 53, 68, 70, 72, 73, 74, 76, 78, and 80 with an option to renew contract for an additional eleven month period; 4) Unicorn Electrical Products for Items 49, 52, 55, 56, 57, 58, 59, 60, 61, 62, and 82; 5) General Electric Supply Co. for Items 13, 14, 51, and 54 with an option to renew contract for an additional eleven month period; 6) Western Interior Lighting for Item 63 with an option to renew contract for an additional eleven month period; 7) Maydwell and Hartzell, Inc. for Items 69, 71, 75, 77, 79, and 81 with an option to renew contract for an additional eleven month period. BID-5236

FILE LOCATION:

MEET CONTFY84

COUNCIL ACTION: (Tape location: A106-C300).

Testimony in favor of high pressure sodium lights by Dale Baldwin, Jennie Morreale, Carl Peterson, Bob Kyle, Sheila Mahon, William Kellogg, Sophie Rys, Dr. Stan Rys and Jerry Davis.

Testimony in opposition to high pressure sodium lights by Paul Peterson, Dr. Gary Neugebauer, Robert Brocato, Stephen Reed, Dr. Thomas Day, Carma Leigh and David Lasser.

MOTION BY GOTCH TO NOTE AND FILE. Second by Struiksma. Passed by the following vote: Mitchell-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-nay, Martinez-yea, Mayor Hedgecock-nay.

ADDITIONAL BUSINESS: During consideration of this item, the Council also adopted the following as Resolution No. R-260077:

MOTION BY GOTCH TO DIRECT THE CITY MANAGER TO SOLICIT BIDS FOR THE INSTALLATION OF LOW PRESSURE SODIUM LIGHTING CITYWIDE AND TO DO

SO WITH DISPATCH. COME BACK TO THE APPROPRIATE COMMITTEE WITHIN 30

DAYS WITH AN ACTION PLAN ON HOW THE CONVERSION WILL TAKE PLACE.

ALSO, PURSUE THE ACQUISITION OF UTILITY-OWNED LIGHTS BY THE TAXPAYERS OF THE CITY OF SAN DIEGO. Second by Struiksma. Passed by the following vote: Mitchell-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-nay, Martinez-yea, Mayor Hedgecock-nay.

ITEM-201: (R-84-1251) ADOPTED AS RESOLUTION R-260069

Resolution of Intention to issue a tax-exempt historic

rehabilitation bond for the Granger Building located at 964 Fifth Avenue.

(See City Manager Report CMR-84-40. Centre City Community Area. District- 8.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C589-605).

MOTION BY JONES TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-202: (R-84-1212) ADOPTED AS RESOLUTION R-260070

Nominating for appointment to the Serra Regional Library System Advisory Board for a two-year term ending March 1, 1985 as follows:

NAME

Carma Leigh

NOMINATED BY

Mayor Roger Hedgecock

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C301-327).

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-203: (R-84-1203) ADOPTED AS RESOLUTION R-260071

Confirming the reappointments by the Mayor of the following persons to continue serving as members of the Citizens Equal Opportunity Commission, all representing the City-at-Large category, for two-year terms to expire January 1, 1986: Raymond R. Uzeta, Timothy J. Winters, Augustine S. Chavez, Alwin B. Holman, Carol Council and S. Michele Fort.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C301-327).

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-204: (R-84-1213) ADOPTED AS AMENDED AS RESOLUTION R-260072

Confirming the appointments and reappointments by the Mayor of the following persons to serve as members of the International Affairs Board, for terms to expire as indicated:

NAME	TERM EXPIRES
Norma A. Ague (Reappointment)	March 1, 1985
Dick Licciardi (Reappointment)	March 1, 1985
Sharon A. McColl (Reappointment)	March 1, 1985
Carlos R. Linayao (Reappointment)	March 1, 1985
William Locke (To replace Winnie Wong Chase, who has resigned)	March 1, 1985
Elizabeth Y. Yamada (To replace Mimi J. Austin, whose term has expired)	March 1, 1985
J. Anthony Moran (To replace Marjorie H. Gibson, whose term has expired)	March 1, 1985
Earl J. Cantos, Jr. (To replace Jerry E. Mandel, whose term has expired)	March 1, 1985
Irene E. Jones (To replace Dr. William Pickett, who has resigned)	March 1, 1984

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C301-327).

MOTION BY McCOLL TO ADOPT AS AMENDED BY DELETING THE NAME OF EARL

J. CANTOS, JR. FROM THE LIST OF APPOINTMENTS. Second by Jones.

Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-205: (R-84-1214) ADOPTED AS RESOLUTION R-260073

Confirming the appointment by the Mayor of Robert P. Kellogg to serve as a member of the La Jolla Shores Planned District Review Board, for a term to expire April 1, 1984, to replace Richard W. Carlson, who has resigned.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C301-327).

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-206: (R-84-1204) ADOPTED AS RESOLUTION R-260074

Confirming the appointments and reappointments by the Mayor of the following persons to serve as members of the Relocation Appeals Board for terms expiring as indicated:

NAME	TERM EXPIRES
Richard D. Corona (Reappointment)	October 1, 1984
Victoria M. Pacurar (Reappointment)	October 1, 1985
Keith DeLoy Chesney (To Replace	October 1, 1985
Mary G. Colacicco, whose term has expired)	
Lynn Skinner (To replace	October 1, 1985
Marshall D. Ward, whose term has expired)	
Lawrence E. Hess (To replace John C. Wyatt, whose term has expired)	October 1, 1984

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C301-327).

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-207: (R-84-1206) ADOPTED AS RESOLUTION R-260075

Confirming the appointments and reappointments by the Mayor of the following persons to serve as members of the San Diego Quality of Life Board for terms expiring as indicated and to represent categories as follows:

NAME	REPRESENTING	TERM EXPIRES
Dr. Harriet G. Kopp (Reappointment)	Physical and Environmental Sciences	March 1, 1985
Dr. Doris Howell (Reappointment)	Physical and Environmental Sciences	March 1, 1984
Dr. Iris W. Engstrand (Reappointment)	Social and Behavioral Sciences	March 1, 1985
H. Jay Powell (To replace Dr. Frederick H. Watson, whose term has expired)	Physical and Environmental Sciences	March 1, 1985
Dr. Ara Ketenjian (To replace Oscar J. Kaplan, whose term has expired)	Social and Behavioral Science	March 1, 1985

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C301-327).

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the

following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-208: FILED (WITHDRAWN BY THE PROPONENT)

SUBMITTED BY KEN ERHARDT

Proposed Ballot Proposition to amend the S.D. City Charter
ARTICLE II, SECTION 5. REDISTRICTING:

In the event that any voting precinct which may be established at the time this Charter takes effect or which may be thereafter established is partly within two or more such districts, said precinct shall be allocated to the District in which a majority of the voters within such precinct resides, and said district boundaries shall be changed accordingly by an ordinance of the Council. The City shall be redistricted by ordinance for the purpose of maintaining approximate equality of registered voting population, at least once in every ten years, but shall not be redistricted within four years after any such redistricting.

Any territory hereafter annexed to or consolidated with The City of San Diego shall at the time of such annexation or consolidation be added to an adjacent District or Districts by an ordinance of the Council, provided, that if any territory annexed or consolidated at any one time shall contain qualified voters sufficient to upset the approximate equality of the established districts, the Council shall at least sixty days before an election after such annexation or consolidation redistrict the City regardless of the time limitation of four years heretofore mentioned.

In any redistricting, the districts shall be comprised of contiguous territory and made as equal in registered voters as shown by the registration records, and as geographically compact as possible, and the districts so formed shall, as far as possible, be bounded by natural boundaries, by street lines and/or by City boundary lines. It shall be the intent of the City Council, when considering redistricting, to avoid splitting communities, as defined by the City Planning Department boundaries, between council districts.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C328-345).

ITEM-209: FILED

SUBMITTED BY KEN ERHARDT

Proposed Ballot Proposition to amend the S.D. City Charter
ARTICLE II, SECTION 10, PARAGRAPH 1. ELECTIONS:

The regular municipal primary election shall be held on the third Tuesday in September in each odd-numbered year, first Tuesday following the first Monday in June in each odd-numbered year or, if either of these days falls on a legal holiday, then the election shall be held on the next succeeding day which is not a legal holiday; provided, however, that commencing with the year 1984 the elections to the offices of Mayor and City Attorney shall be held every four (4) years. The municipal primary election for these offices shall be held on the same date in each election year as the California State primary election and the general municipal election for these offices shall be held on the same day as the California State general election for that year. All other municipal elections which may be held under this charter shall be known as special municipal elections.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C346-512).

Motion by Gotch to continue for one week and direct the City Clerk to look at the possible cost savings that might be realized by Mr. Erhardt's suggestion. Also attach previous work with respect to moving from odd numbered to even numbered year elections.

No second.

MOTION BY CLEATOR TO NOTE AND FILE. Second by Struiksma. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-nay, Murphy-yea, Martinez-not present, Mayor Hedgecock- yea.

ITEM-210: RETURNED TO THE CITY MANAGER

SUBMITTED BY FINANCIAL MANAGEMENT AND THE CITY AUDITOR
AND COMPTROLLER

Proposed Ballot Proposition to amend the S.D. City Charter
SECTION 91 GENERAL RESERVE FUND:

When it is necessary to keep payments of the City on a cash basis and Council does not utilize Section 92 or Section 93 of this Article to insure funds are made available to finance City expenses then the Council shall create and maintain a permanent revolving fund, to be known as the General Reserve Fund, for the purpose of keeping the payment of paying the running expenses of the City on a cash basis. Said fund shall be established maintained in an amount sufficient to meet all

legal demands against the treasury for the first four months or other necessary period of each fiscal year prior to the collection of taxes. If established, this fund may also be expended only in the event of public emergency when it shall be determined by the affirmative vote of at least two-thirds of the members elected to the Council that such expenditures are necessary in order to insure the safety and lives and property of the City or its inhabitants.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A030-056).

MOTION BY MARTINEZ TO RETURN TO THE CITY MANAGER, AT THE MANAGER'S REQUEST. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-211: CONTINUED TO FEBRUARY 13, 1984

SUBMITTED BY THE PROPERTY DEPARTMENT

Shall the City of San Diego sell or exchange 120 acres of real property involving Pueblo Lots 1276, 1304, 1305, 1306, 1318 and 1319 to the United States Department of the Navy?

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C513-577).

MOTION BY STRUIKSMA TO CONTINUE ONE WEEK FOR MORE INFORMATION, AT

HIS REQUEST. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-212: TRAILED TO TUESDAY, FEBRUARY 7, 1984

19840206

Two actions relative to the Single Family Mortgage Revenue Bond Program:
Subitem-A: (O-84-148)

Introduction of an Ordinance relating to increasing the housing supply by the establishment of a Home Financing Program for moderate and low-income families and the sale of Mortgage Revenue Bonds to finance home mortgages.
(Introduced on 1/23/84. Council voted 9-0.)

Subitem-B: (O-84-149 Rev.)

Adoption of an Ordinance authorizing the sale of not to exceed \$50,000,000 aggregate principal amount of City of San Diego Single Family Mortgage Revenue Bonds, 1984 Issue A; authorizing the execution and delivery of an indenture, bond purchase contract, origination, servicing and administration agreements, delegation agreement and official statement;

adopting rules and regulations and approving other related actions in connection therewith.

(Six votes required.)

(Introduced as amended on 1/23/84. Council voted 9-0.)

SUBITEM-C: (R-84-1285)

Adoption of a Resolution authorizing the execution and delivery of developer agreements and authorizing the City Manager to obtain Municipal Bond insurance in connection with the Single Family Mortgage Revenue Bonds, 1984 Issue A.

NOTE: See Item S402.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C578-588).

MOTION BY JONES TO TRAIL TO TUESDAY, FEBRUARY 7, 1984. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

* ITEM-S400: (R-84-1282) ADOPTED AS RESOLUTION R-260046

A Resolution approved by the City Council in Closed Session on Tuesday, January 3, 1984 by the following vote:
Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

Authorizing the City Manager to pay the total sum of \$1,623,390 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injuries and property damage alleged to have been sustained by Patrick Duggan on or about November 7, 1981, (Superior Court Case No. 484152, Patrick Duggan v. Gordon Lee George, et al.), and any and all alleged losses sustained by Patrick Duggan as a result of said incident; authorizing the City Auditor and Comptroller to issue one warrant check in the amount of \$1,023,390 made payable to the Life Insurance Company of North

America for the purchase of an annuity for Patrick Duggan and one warrant check in the amount of \$600,000 to Patrick Duggan and his attorney of record, James R. Milliken, in full and final settlement of all claims and complaints.

CITY MANAGER REPORT:

This constitutes complete and final settlement of the claim arising from the personal injuries of Patrick Joseph Duggan, Jr. on November 7, 1982. There are two wrongful death claims and one personal injury claim arising from the November 7, 1981 accident that have not been settled and are still being litigated.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A068-080).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S401: (O-84-168) RETURNED TO CITY MANAGER

First public hearing in the matter of:

Amending Ordinance O-16007 (New Series), as amended, entitled "An Ordinance adopting the Annual Budget for the Fiscal Year 1983-84 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year" by amending Documents No. 00-16007-1 and No. 00-16007-2, as amended and adopted therein, by transferring the sum of \$50,000 from CIP-22-031.1, Phase II, Sail (Crescent) Bay Development to Fund No. 70217, Tecolote Canyon Maintenance Fund, to provide required matching funds for a proposed federal grant for a visitor center at Tecolote Canyon; authorizing and directing the Auditor and Comptroller to transfer said amount.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A030-056).

MOTION BY GOTCH TO RETURN TO THE CITY MANAGER, AT THE MANAGER'S

REQUEST. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S402: TRAILED TO TUESDAY, FEBRUARY 7, 1984

(Continued from the meetings of January 23, 1984 and January 30, 1984; last continued at Council Member Martinez's request.)

The matter of specific proposed developments under the
\$50,000,000 Single Family Mortgage Revenue Bonds, 1984, Issue
A.

NOTE: See Item 212.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C578-588).

MOTION BY JONES TO TRAIL TO TUESDAY, FEBRUARY 7, 1984. Second by
Murphy. Passed by the following vote: Mitchell-not present,
Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea,
Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-UC-1: (R-84-1315) ADOPTED AS RESOLUTION R-260076

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Excusing Mayor Roger Hedgecock from the City Council meeting
of 2:00 p.m. on Tuesday, January 31, 1984 due to illness.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C606-627).

MOTION BY JONES TO ADOPT. Second by Cleator. Passed by the
following vote: Mitchell-not present, Cleator-yea, McColl-yea,
Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-not
present, Mayor Hedgecock-yea.

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor
Hedgecock at 4:20 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: C627-628).